

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By **CHAIRMAN MARK E. NOENNIG**, on March 22, 2005 at 3:22 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Mark E. Noennig, Chairman (R)
Rep. Hal Jacobson, Vice Chairman (D)
Rep. Wayne Stahl, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Debby Barrett (R)
Rep. Mary Caferro (D)
Rep. Sue Dickenson (D)
Rep. Emelie Eaton (D)
Rep. Gordon R. Hendrick (R)
Rep. Teresa K. Henry (D)
Rep. Mike Jopek (D)
Rep. Gary MacLaren (R)
Rep. Dave McAlpin (D)
Rep. Tom McGillvray (R)
Rep. Bernie Olson (R)

Members Excused:

Rep. Margaret H. Campbell (D)
Rep. Christopher Harris (D)
Rep. Rick Maedje (R)

Members Absent: None.

Staff Present: Susan Fox, Legislative Branch
Kyanne Kelly, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 167, 3/16/2005; SB 245,
3/16/2005; SB 294, 3/16/2005; SB
301, 3/16/2005

Executive Action: SB 215, SB 225, SB 350, SB 472, SB
167, SB 294

HEARING ON SB 167

Opening Statement by Sponsor:

SEN. JEFF MANGAN (D), SD 12, opened the hearing on **SB 167**,
Technology districts -- tax increment financing.
00:02:05

Proponents' Testimony:

00:06:40 John Kramer, Great Falls Development Corporation
00:10:11 Tim McGee, City of Helena
00:11:43 Joe Mazurek, City of Great Falls
00:12:41 Harold Blattie, Montana Association of Counties
00:13:22 Alec Hansen, League of Cities and Towns
00:17:48 Linda Stoll, Montana Association of Planners
00:18:05 Janie McCall, City of Billings
00:18:18 Rhonda Carpenter Wiggers, Great Falls Chamber of
Commerce

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:18:59

Closing by Sponsor:

00:27:47

REP. HARRIS entered the room.

HEARING ON SB 245

Opening Statement by Sponsor:

SEN. JIM ELLIOTT (D), SD 7, opened the hearing on **SB 245**, Revise
resort area election law.
00:30:16

Proponents' Testimony:

00:33:04 Carol Collins, Big Sky Resort Area District

[EXHIBIT\(loh63a01\)](#)

00:34:40 Mona Jamison, Big Sky Resort Area District

[EXHIBIT\(loh63a02\)](#)

00:37:45 Harold Blattie, Montana Association of Counties

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:38:54

Closing by Sponsor:

00:50:24

HEARING ON SB 294

Opening Statement by Sponsor:

SEN. BOB HAWKS (D), SD 33, opened the hearing on **SB 294**, Revise
SID protest periods.

00:54:27

Proponents' Testimony:

00:56:43 Harold Blattie, Montana Association of Counties

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:58:06

Closing by Sponsor:

01:00:16

HEARING ON SB 301

Opening Statement by Sponsor:

SEN. BOB STORY (R), SD 30, opened the hearing on **SB 301**, Revise
laws governing mill levies.

01:01:12

[EXHIBIT\(loh63a03\)](#)

Proponents' Testimony:

01:05:01 Tim McGee, City of Helena

01:06:24 Harold Blattie, Montana Association of Counties

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:08:33

Closing by Sponsor:

01:23:48

EXECUTIVE ACTION ON SB 215

Motion: REP. MACLAREN moved that SB 215 BE CONCURRED IN.

Discussion:

01:39:53

Motion: REP. DICKENSON moved that SB 215 BE AMENDED.

Discussion:

01:40:20

[EXHIBIT](#)(loh63a04)

Vote: Motion carried 16-1 by voice vote with REP. BARRETT voting no. REPS. ARNTZEN, HENDRICK, MAEDJE and MCALPIN voted by proxy.

Motion: REP. MCGILLVRAY moved that SB 215 BE CONCURRED IN AS AMENDED.

Discussion:

01:49:23

Motion: REP. BARRETT moved that SB 215 BE AMENDED.

Vote: Motion carried 17-0 by voice vote. REPS. ARNTZEN, HENDRICK, and MCALPIN voted by proxy.

Motion: REP. BARRETT moved that SB 215 BE CONCURRED IN AS AMENDED.

Discussion:

01:51:12

Vote: Motion failed 4-13 with REP. BARRETT, REP. MAEDJE, REP. MCGILLVRAY, and REP. NOENNIG voting aye by roll call vote. REPS. MCALPIN, HENDRICK, and ARNTZEN voted by proxy.

Motion/Vote: REP. OLSON moved that SB 215 BE TABLED AND THE VOTE REVERSED. Motion carried by voice vote.

EXECUTIVE ACTION ON SB 225

Motion: REP. JOPEK moved that SB 225 BE CONCURRED IN.

Discussion:

01:55:26

Vote: Motion carried 17-0 by voice vote. REPS. MCALPIN, HENDRICK, and ARNTZEN voted by proxy. REP. MAEDJE to carry.

EXECUTIVE ACTION ON SB 350

Motion: REP. JOPEK moved that SB 350 BE CONCURRED IN.

Discussion:

01:57:29

Vote: Motion carried 11-6 by voice vote with REP. BARRETT, REP. HENDRICK, REP. MACLAREN, REP. MAEDJE, REP. OLSON, and REP. STAHL voting no. REPS. MCALPIN, MACCLAREN, and HENDRICK voted by proxy. REP. MCALPIN to carry.

EXECUTIVE ACTION ON SB 472

Motion: REP. HARRIS moved that SB 472 BE CONCURRED IN.

Motion: REP. HARRIS moved that SB 472 BE AMENDED.

Discussion:

02:16:39

[EXHIBIT](#)(loh63a05)

Vote: Motion carried 16-1 by voice vote with REP. BARRETT voting no. REPS. MCALPIN, MACCLAREN, and HENDRICK voted by proxy.

Motion: REP. HARRIS moved that SB 472 BE CONCURRED IN AS AMENDED.

Discussion:

02:19:35

Motion: REP. NOENNIG moved that SB 472 BE further AMENDED.

Discussion:

02:25:17

Vote: Motion carried 16-1 by voice vote with REP. BARRETT voting no. REPS. MCALPIN, CAFERRO, MACCLAREN, and HENDRICK voted by proxy.

Motion/Vote: REP. JACOBSON moved that SB 472 BE CONCURRED IN AS AMENDED. Motion carried 13-4 by voice vote with REP. ARNTZEN, REP. BARRETT, REP. HENDRICK, and REP. MACLAREN voting no. REPS. MCALPIN, CAFERRO, MACCLAREN, and HENDRICK voted by proxy. REP. HARRIS to carry.

EXECUTIVE ACTION ON SB 167

Motion: REP. JOPEK moved that SB 167 BE CONCURRED IN.

Discussion:

02:29:16

Substitute Motion/Vote: REP. OLSON made a substitute motion that SB 167 BE TABLED. Substitute motion failed 8-9 by roll call vote with REP. ARNTZEN, REP. BARRETT, REP. HENDRICK, REP. MACLAREN, REP. MCGILLVRAY, REP. NOENNIG, REP. OLSON and REP. STAHL voting aye. REPS. MCALPIN, HARRIS, MCGILLVRAY, MACCLAREN, and HENDRICK voted by proxy.

Vote: Motion that SB 167 BE CONCURRED IN carried 12-5 by voice vote with REP. ARNTZEN, REP. BARRETT, REP. MACLAREN, REP. MAEDJE, and REP. OLSON voting no. REPS. MCALPIN, HARRIS, MCGILLVRAY, MACCLAREN, and HENDRICK voted by proxy. REP. JOPEK to carry.

EXECUTIVE ACTION ON SB 294

Motion: REP. STAHL moved that SB 294 BE CONCURRED IN.

Discussion:

02:42:29

Motion: REP. STAHL moved that SB 294 BE AMENDED.

Discussion:

02:44:16

Vote: Motion carried 11-6 by voice vote with REP. DICKENSON, REP. HENDRICK, REP. MACLAREN, REP. MAEDJE, and REP. MCGILLVRAY voting no. REPS. HARRIS, MCGILLVRAY, MACLAREN, HENDRICK and MCALPIN voted by proxy.

Motion: REP. STAHL moved that SB 294 BE CONCURRED IN AS AMENDED.

Discussion:

02:47:36

Vote: Motion that SB 294 BE CONCURRED IN AS AMENDED carried 14-3 by roll call vote with REP. ARNTZEN, REP. BARRETT, and REP. OLSON voting no. REPS. HARRIS, MCGILLVRAY, MACLAREN, and HENDRICK voted by proxy.

ADJOURNMENT

Adjournment: 6:15 P.M.

REP. MARK E. NOENNIG, Chairman

KYANNE KELLY, Secretary

MN/kk

Additional Exhibits:

EXHIBIT ([loh63aad0.PDF](#))